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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 11502.33	
In Re Application of Blatter						
Application No. 10/706,245	Filing Date November 12, 2003	Examiner Not Yet Assigned	Customer No. 32642	Group Art Unit 3731	Confirmation No. 6387	
Title: STAPLE AND ANVIL ANASTOMOSIS SYSTEM						
Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450						
37 CFR 1.97(b)						
1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.						
37 CFR 1.97(c)						
2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:						
<input type="checkbox"/> the statement specified in 37 CFR 1.97(e);						
OR						
<input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).						

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

11502.33

In Re Application: Blatter

NOV 19 2004

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/706,245	November 12, 2003	Not Yet Assigned	32642	3731	6387

Title: STAPLE AND ANVIL ANASTOMOSIS SYSTEM

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 50-2375 as described below.
- ☐ Charge the amount of _____
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Kevin B. Laurence

Typed or Printed Name of Person Mailing Certificate

*This certificate may only be used if paying by deposit account.

Kevin B. Laurence
Signature

Dated: NOVEMBER 16, 2004

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PATENT APPLICATION
Docket No.: 11502/33 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
)
Blatter)
)
Serial No.: 10/706,245) Art Unit
) 3731
Filed: November 12, 2003)
)
For: STAPLE AND ANVIL ANASTOMOSIS SYSTEM)
)
Examiner: Not Yet Assigned)

INFORMATION DISCLOSURE STATEMENT

TO THE COMMISSIONER FOR PATENTS:

1. Pursuant to the duty of disclosure, documents listed on the accompanying Form PTO-1449 (or equivalent) are presented for the Examiner's consideration.

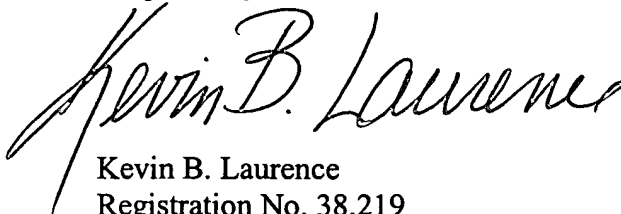
- ☐ Copies of listed foreign patent documents and non-patent literature are enclosed. (37 C.F.R. § 1.98(a)(2))
- ☒ Copies of the documents listed at sheets 1-11, citation numbers 1-231 of the attached Form PTO-1449 (or equivalent) are omitted because (1) they are already of record in U.S. Patent Application Serial No. 10/243,543, filed September 12, 2002 and U.S. Patent Application Serial No. 09/293,366, filed April 16, 1999, now U.S. Patent No. 6,623,494 on which this application relies for an earlier filing date under 35 U.S.C. § 120; and (2) any information disclosure statement filed in the prosecution of Application No. 10/706,245, complies with 37 CFR §§ 1.98(a) through (c). (37 C.F.R. § 1.98(d))
- ☐ A copy of copending U.S. Patent Application No. _____, filed _____, for _____, listed at (sheet/cite no.) _____ of the attached Form PTO-1449 (or equivalent), ☐ is enclosed / ☐ is omitted. (Copy not required if available via IFW. 1287 OG 163 (Oct. 19, 2004).).

2. This information disclosure statement is being submitted (check box a., b., or c.):
- a. ☒ Within three months of the filing date of a national application or entry of the national stage in an international application; or before the mailing of a first Office action on the merits; or before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114. (No statement under 37 CFR 1.97(e) is required.); or
 - b. ☐ After the period set forth in paragraph 2a, but before the mailing date of either a final action, a notice of allowance, or an action that otherwise closes prosecution in the application. (Check box i. or ii.)
 - i. ☐ A \$180.00 information disclosure statement submission fee set forth in 37 CFR 1.17(p) is enclosed, or
 - ii. ☐ A statement specified by 37 CFR 1.97(e) is set forth below; or
 - c. ☐ After the mailing date of a final action or notice of allowance and on or before payment of the issue fee. A statement specified by 37 CFR 1.97(e) is set forth below. Enclosed is a \$180.00 information disclosure statement processing fee set forth in 37 CFR 1.17(p).
3. If a statement specified by 37 CFR 1.97(e) is required, the attorney or agent signing below hereby states that:
- ☐ each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or
 - ☐ no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement.

4. ☐ A concise explanation of the relevance of each document not in the English language and/or selected documents in the English language is set forth below

DATED this 16TH day of November, 2004.

Respectfully submitted,



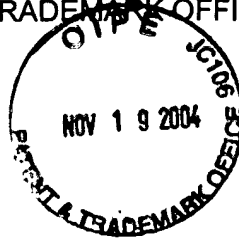
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FORM PTO-1449
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.
11502/33:1 USAPPLICATION NO.
10/706,245INFORMATION DISCLOSURE CITATION
(Uses several sheets if necessary)

STAPLE AND ANVIL ANASTOMOSIS SYSTEM



APPLICANT – Duane D. Blatter

FILING DATE-
November 12, 2003

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	1	3,254,650	6/66	Collito			
	2	3,254,651	6/66	Collito			
	3	3,519,187	7/70	Kapitanov et al.			
	4	3,774,615	11/73	Lim et al.			
	5	3,776,237	12/73	Hill et al.			
	6	3,826,257	7/74	Buselmeier			
	7	4,018,228	4/77	Goosen			
	8	4,214,587	7/80	Sakura, Jr.			
	9	4,350,160	9/82	Kolesov et al.			
	10	4,352,358	10/82	Angelchik			
	11	4,366,819	1/83	Kaster			
	12	4,368,736	1/83	Kaster			
	13	4,503,568	3/85	Madras			
	14	4,523,592	6/85	Daniel			
	15	4,553,542	11/85	Schenck et al.			
	16	4,593,693	6/86	Schenck			
	17	4,603,693	8/86	Conta et al.			
	18	4,607,637	8/86	Berggren et al.			
	19	4,624,255	11/86	Schenck et al.			

EXAMINER :

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	20	4,624,257	11/86	Berggren et al.			
	21	4,657,019	4/87	Walsh et al.			
	22	4,665,906	5/87	Jervis			
	23	4,721,109	1/88	Healey			
	24	4,747,407	5/88	Liu et al.			
	25	4,752,024	6/88	Green et al.			
	26	4,773,420	9/88	Green			
	27	4,803,984	2/89	Narayanan et al.			
	28	4,819,637	4/89	Domandy, Jr., et al.			
	29	4,846,186	7/89	Box et al.			
	30	4,848,367	7/89	Avant et al.			
	31	4,873,977	10/89	Avant et al.			
	32	4,907,591	3/90	Vasconcellos et al.			
	33	4,917,087	4/90	Walsh et al.			
	34	4,917,090	4/90	Berggren et al.			
	35	4,917,091	4/90	Berggren et al.			
	36	4,917,114	4/90	Green et al.			
	37	4,930,674	6/90	Barak			
	38	4,931,057	6/90	Cummings et al.			
	39	5,005,749	4/91	Aranyi			
	40	5,047,039	9/91	Avant et al.			
	41	5,047,041	9/91	Samuels			
	42	5,062,842	11/91	Tiffany			

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	43	5,104,025	4/92	Main et al.			
	44	5,119,983	6/92	Green et al.			
	45	5,129,913	7/92	Ruppert			
	46	5,156,619	10/92	Ehrenfeld			
	47	5,178,634	1/93	Ramos Martinez			
	48	5,192,294	3/93	Blake, III			
	49	5,193,731	3/93	Aranyi			
	50	5,205,459	4/93	Brinkerhoff et al.			
	51	5,211,683	5/93	Maginot			
	52	5,234,447	8/93	Kaster et al.			
	53	5,222,970	6/93	Reeves			
	54	5,271,544	12/93	Fox et al.			
	55	5,254,113	10/93	Wilk			
	56	5,275,322	1/94	Brinkerhoff et al.			
	57	5,285,945	2/94	Brinkerhoff et al.			
	58	5,290,306	3/94	Trotta et al.			
	59	5,292,053	3/94	Bilotti et al.			
	60	5,304,220	4/94	Maginot			
	61	5,314,435	5/94	Green et al.			
	62	5,314,468	5/94	Ramos Martinez			
	63	5,333,773	8/94	Main et al.			
	64	5,336,233	8/94	Chen			
	65	5,350,104	9/94	Main et al.			

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	66	5,366,462	11/94	Kaster et al.			
	67	5,392,979	2/95	Green et al.			
	68	5,395,030	3/95	Kuramoto et al.			
	69	5,411,475	5/95	Atala et al.			
	70	5,443,497	8/95	Venbrux			
	71	5,447,514	9/95	Gerry et al.			
	72	5,454,825	10/95	Van Leeuwen			
	73	5,456,712	10/95	Maginot			
	74	5,456,714	10/95	Owen			
	75	5,464,449	11/95	Ryan et al.			
	76	5,465,895	11/95	Knodel et al.			
	77	5,478,320	12/95	Trotta			
	78	5,478,354	12/95	Tovey et al.			
	79	5,522,834	6/96	Fonger et al.			
	80	5,533,661	7/96	Main et al.			
	81	5,558,667	9/96	Yarborough et al.			
	82	5,571,167	11/96	Maginot			
	83	5,609,285	3/97	Grant et al.			
	84	5,613,979	5/97	Trotta et al.			
	85	5,616,114	4/97	Thomton et al.			
	86	5,620,649	4/97	Trotta			
	87	5,632,433	5/97	Grant et al.			
	88	5,634,936	6/97	Linden et al.			
	89	5,643,305	7/97	Al-Tameem			

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	90	5,643,340	7/97	Nunokawa			
	91	5,662,580	9/97	Bradshaw et al.			
	92	5,662,700	9/97	Lazarus			
	93	5,669,918	9/97	Balazs et al.			
	94	5,676,670	10/97	Kim			
	95	5,690,662	11/97	Chiu et al.			
	96	5,693,088	12/97	Lazarus			
	97	5,695,504	12/97	Gifford, III et al.			
	98	5,702,412	12/97	Popov et al.			
	99	5,707,362	12/98	Yoon			
	100	5,707,380	1/98	Hinchliffe et al.			
	101	5,766,158	6/98	Opolski			
	102	5,709,693	1/98	Taylor			
	103	5,732,872	3/98	Bolduc et al.			
	104	5,779,731	7/98	Leavitt			
	105	5,799,857	9/98	Robertson et al.			
	106	5,817,113	10/98	Gifford, III et al.			
	107	5,830,228	11/98	Knapp et al.			
	108	5,833,698	11/98	Hinchliffe et al.			
	109	5,843,027	12/98	Stone et al.			
	110	5,860,992	1/99	Daniel et al.			
	111	5,861,005	1/99	Kontos			
	112	5,865,730	2/99	Fox et al.			

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	113	5,868,763	2/99	Spence et al.			
	114	5,879,371	3/99	Gardiner et al.			
	115	5,893,369	4/99	LeMole			
	116	5,910,153	6/99	Mayenberger			
	117	5,915,616	6/99	Viola et al.			
	118	5,921,995	7/99	Kleshinski			
	119	5,944,730	8/99	Nobles et al.			
	120	5,951,576	9/99	Wakabayashi			
	121	5,954,735	9/99	Rygaard			
	122	5,976,178	11/99	Goldsteen et al.			
	123	5,993,464	11/99	Knodel			
	124	6,007,576	12/99	McClellan			
	125	6,015,416	1/00	Stefanchik et al.			
	126	6,022,367	2/00	Sherts			
	127	6,024,748	2/00	Manzo et al.			
	128	6,036,700	3/00	Stefanchik et al.			
	129	6,036,710	3/00	McGarry et al.			
	130	6,050,472	4/00	Shibata			
	131	6,053,390	4/00	Green et al.			
	132	6,066,144	5/00	Wolf et al.			
	133	6,066,148	5/00	Rygaard			
	134	6,068,637	5/00	Popov et al.			
EXAMINER :					DATED :		
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U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	135	6,071,289	6/00	Stefanchik et al.			
	136	6,080,173	6/00	Williamson IV et al.			
	137	6,080,176	6/00	Young			
	138	6,083,234	7/00	Nicholas et al.			
	139	6,113,612	9/00	Swanson et al.			
	140	6,117,148	9/00	Ravo et al.			
	141	6,152,937	11/00	Peterson et al.			
	142	6,171,319	1/01	Nobles et al.			
	143	6,176,413	1/01	Heck et al.			
	144	6,187,019	2/01	Stefanchik et al.			
	145	6,187,020	2/01	Zegdi et al.			
	146	6,190,396	2/01	Whitin et al.			
	147	6,190,397	2/01	Spence et al.			
	148	6,193,129	2/01	Bittner et al.			
	149	6,193,734	2/01	Bolduc et al.			
	150	6,206,913	3/01	Yencho et al.			
	151	6,209,773	4/01	Bolduc et al.			
	152	6,241,743	6/01	Levin et al.			
	153	6,248,117	6/01	Blatter			
	154	6,254,617	7/01	Spence et al.			
	155	6,279,809	8/01	Nicolo			
	156	6,280,460	8/01	Bolduc et al.			
	157	6,387,105	5/02	Gifford, III et al.			

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	158	6,391,038	5/02	Vargas et al.			
	159	Des. 372,310	7/96	Hartnett			
	160	Des. 281,721	12/85	Scanlan			

EXAMINER

DATE CONSIDERED

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FOREIGN PATENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	161	WO 97/12555	04/10/97	PCT				
	162	WO 98/06356	02/19/98	PCT				
	163	WO 98/19629	05/14/98	PCT				
	164	WO 98/19634	05/14/98	PCT				
	165	WO/ 99/11180	03/11/99	PCT				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

	166	Bass, Lawrence S. MD, and Michael R. Treat MD, <i>Laser Tissue Welding; A Comprehensive Review of Current and Future Clinical Applications</i> , Laser Surgery and Medicine Principles and Practice, 1996, pp. 381-415.
	167	Boeckx, Willy D. MD, PhD, <i>Scanning Electron Microscopic Analysis of the Stapled Microvascular Anastomosis in the Rabbit</i> , http://198.76.172.231/cgi-bin/bio/con/annals/atseq/63/S128/1997/ALL , Ann Thorac Surg, 1997, pp. 63:S128-34
	168	Boeckx, Willy D. MD, PhD, et al., <i>Scanning Electron Microscopic Analysis of the Stapled Microvascular Anastomosis in the Rabbit</i> , Ann Thorac Surg, 1997, pp. 63:S128-34.
	169	Borst, Cornelius MD, Ph.D, et al., <i>Minimally Invasive Coronary Artery Bypass Grafting: On the Beating Heart and via Limited Access</i> , Ann Thorac Surg, 1997, pp. S1-S5.
	170	Brittinger, Wolf Dieter et al., <i>Vascular Access for Hemodialysis in Children</i> , Pediatric Nephrology, 1997, pp. 11:87-95.
	171	Chikamatsu, Eiji MD, et al., <i>Comparison of Laser Vascular Welding, Interrupted Sutures, and Continuous Sutures in Growing Vascular Anastomoses</i> , Lasers in Surgery and Medicine, Vol. 16, No. 1, 1995 pp. 34-40.
	172	Cooley, Brian C. MD, <i>Heat-induced Tissue Fusion for Microvascular Anastomosis</i> , Microsurgery, Vol. 17, No. 4, 1996, pp. 198-208.

EXAMINER:

DATED:

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

173	D'Amelio, Frank D. et al., <i>Fiber Optic Angioscopes</i> , Novel Optical Fiber Techniques for Medical Applications, Vol. 494, Aug. 21, 1984, pp. 44-51.
174	Deckelbaum, Lawrence I. MD, <i>Cardiovascular Applications of Laser Technology</i> , Laser Surgery and Medicine Principles and Practice, 1996, pp. 1-27.
175	Dumanian, G.A. MD et al., <i>A New Photopolymerizable Blood Vessel Glue That Seals Human Vessel Anastomoses Without Augmenting Thrombogenicity</i> , Plastic and Reconstructive Surgery, Vol. 95, No. 5, April 1995, pp. 901-907.
176	Dumitras, D.C. D.C.A. DUTU, <i>Surgical Properties and Applications of Sealed-Off CO₂ Lasers</i> , Biomedical Optical Instrumentation and Laser-Assisted Biotechnology, 1996, pp. 231-239.
177	Falciai, R. et al., <i>Oxide Glass Hollow Fiber for CO₂ Laser Radiation Transmission</i> , Novel Optical Fiber Techniques for Medical Applications, Vol. 494, Aug. 21, 1984, pp. 84-87.
178	Gershony, Gary MD et al., <i>Novel Vascular Sealing Device for Closure of Percutaneous Vascular Access Sites</i> , Catheterization and Cardiovascular Diagnosis, Sept. 1998, pp. 82-88.
179	Giele, Henk M.B.B.S., <i>Histoacryl Glue as a Hemostatic Agent in Microvascular Anastomoses</i> , Plastic and Reconstructive Surgery, Vol. 94, No. 6, Nov. 1994, p. 897.
180	Goldman, Leon and W.A. Taylor, <i>Development of a Laser Intravascular Fiber Optic Probe for the Treatment of Superficial Telangiectasia of the Lower Extremity in Man</i> , Novel Optical Fiber Techniques for Medical Application, Vol. 494, Aug. 21, 1984, pp. 76-84.
181	Gray, John L. MD et al., <i>FGF-1 Affixation Stimulates ePTFE Endothelialization without Intimal Hyperplasia</i> ^{1,2} , Journal of Surgical Research Clinical and Laboratory Investigation, Vol. 57, No. 5, Nov. 1994, pp. 596-612.
182	Greisler, Howard P. et al., <i>Biointeractive Polymers and Tissue Engineered Blood Vessels</i> , Biomaterials, Vol. 17, No. 3, Feb. 1996, pp. 329-336.
183	Han, Seung-kyu MD, PhD et al., <i>Microvascular Anastomosis with Minimal Suture and Fibrin Glue: Experimental and Clinical Study</i> , Microsurgery, Vol. 18, No. 5, 1998, pp. 306-311.
184	Haruguchi, Hiroaki et al., <i>Clinical Application of Vascular Closure Staple Clips for Blood Access Surgery</i> , ASAIO Journal, Sept.-Oct. 1998, pp. M562-564.
185	Humar, Abhinav MD et al., <i>The Acutely Ischemic Extremity After Kidney Transplant: An Approach to Management</i> , Surgery, March 1998, pp. 344-350.
186	Jaber, Saad F. MD et al., <i>Role of Flow Measurement Technique in Anastomotic Quality Assessment in Minimally Invasive CABG</i> , Ann Thorac Surg, 1998, pp. 66:1087-92.
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